

SCOTT N. SCHOOLS, SCSBN 9990
 United States Attorney
 JOANN M. SWANSON, CSBN 88143
 Chief, Civil Division
 EDWARD OLSEN, CSBN 214150
 Assistant United States Attorney
 450 Golden Gate Avenue, Box 36055
 San Francisco, California 94102
 Telephone: (415) 436-6915
 FAX: (415) 436-6927

Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

AMAR BELLAHA,

Plaintiff,

v.

ALBERTO GONZALES, Attorney General
 of the United States; MICHAEL CHERTOFF,
 Secretary of the Department of Homeland
 Security; EMILIO GONZALEZ, Director of
 United States Citizenship and Immigration
 Services; ROBERT MUELLER, Director of
 Federal Bureau of Investigation;
 CHRISTINA POULOS, Director of the
 California Service Center,

Defendants.

No. C 07-2872 BZ

**STIPULATION TO EXTEND STATUS
 CONFERENCE; AND [PROPOSED]
 ORDER**

Date: November 26, 2007

Time: 4:00 p.m.

The plaintiff, by and through his attorney of record, and defendants, by and through their attorneys of record, hereby stipulate, subject to approval by this Court, to extend the date of the status conference in this case, currently scheduled for November 26, 2007, in light of the following

(1) The plaintiff is a lawful permanent resident of the United States who filed an application for naturalization with the United States Citizenship and Immigration Services (USCIS) on August 19, 2005.

(2) The plaintiff was interviewed by an immigration officer on December 15, 2005.

(3) The plaintiff's application for naturalization is pending.

1 (4) On June 1, 2007, the plaintiff filed this action pursuant to 8 U.S.C. § 1447(b), which
2 provides that if USCIS has not adjudicated a naturalization application within 120 days of
3 examining the applicant, the applicant may ask the District Court for a hearing on his or her
4 naturalization application. The District Court may then either hold an evidentiary hearing on the
5 naturalization application or remand to USCIS with appropriate instructions.

6 (5) On October 18, 2007, the parties filed a joint case management statement, which included
7 a proposed schedule on a motion to remand which the government intended to file.

8 (6) In light of the reasonable probability that this case may be resolved administratively within
9 the next 60 days, the parties jointly ask this Court to vacate the status conference, which is
10 currently scheduled for November 30, 2007, and to re-schedule the status conference for January
11 28, 2008.

12 (7) If this case is not resolved within the next 60 days, the parties will file a joint status report
13 seven days in advance of the status conference. In that joint status report, the parties will propose
14 a new schedule on any motion to remand to be filed by the government.

15
16 Dated: November 15, 2007

/s/
SHAH PEERALLY
Attorney for Plaintiff

17
18
19 Dated: November 15, 2007

/s/
EDWARD A. OLSEN
Assistant United States Attorney
Attorney for Defendants

20
21
22 **ORDER**

23 Pursuant to stipulation, IT IS HEREBY ORDERED that the status conference, currently
24 scheduled for November 30, 2007, is re-scheduled to January 28, 2008, at 4:00 p.m.

25
26 Dated: November ___, 2007

BERNARD ZIMMERMAN
United States Magistrate Judge

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28